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Dated: June 2, 2009

Electronic Signature for Elizabeth A. Hanley: /Elizabeth A. Hanley/

Docket No.: 117750-02301
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Malcolm Carter *et al.*

Application No.: 10/528,250

Confirmation No.: 2767

Filed: June 21, 2005

Art Unit: 1624

For: BENZODIAZEPINE DERIVATIVES AND
PHARMACEUTICAL COMPOSITIONS
CONTAINING THEM

Examiner: Bruck KIFLE

MS Patent Extension
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**APPLICATION FOR PATENT TERM ADJUSTMENT INCLUDING REQUEST FOR
RECONSIDERATION UNDER 37 C.F.R. § 1.705(b)**

Dear Sirs:

1. This is an application for Patent Term Adjustment, pursuant to 35 USC § 154(b), to correct the Patent Term Adjustment indicated on the Notice of Allowance mailed on April 22, 2009. It is respectfully requested that Applicants be granted a minimum Patent Term Adjustment of 370 days.

2. The issue fee for the present patent application will be paid on June 2, 2009 which is no sooner than the filing date of this application for Patent Term Adjustment. Accordingly, the instant application for Patent Term Adjustment is timely filed pursuant to 37 C.F.R. § 1.705(b). Applicants also submit herewith:

- the fee set forth in 37 C.F.R. § 1.18(e), and
- a “Statement Under 37 C.F.R. § 1.705(b)(2)” which specifies

the correct Patent Term Adjustment and the bases under 37 C.F.R. § 1.702 for the adjustment; the relevant dates under 37 C.F.R. §§ 1.703(a)-(e) for which adjustment is sought; the adjustment specified in 37 C.F.R. § 1.703(f) to which the patent is entitled; and whether the patent is subject to a terminal disclaimer and any expiration date specified in the terminal disclaimer.

3. Applicants respectfully request grant of this Application for Patent Term Adjustment.
4. In accordance with 37 C.F.R. 1.705(b)(2)(i), Applicants submit herewith the fee set forth in 37 C.F.R. 1.18(e). It is Applicants' understanding that this \$200.00 fee is required for this application for Patent Term Adjustment. However, should any additional fees be necessary, the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-4876, under Order No. 117750-02301..

Dated: June 2, 2009

Respectfully submitted,

By Elizabeth A. Hanley/
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